

BEFORE THE
ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE COMMISSION) DOCKET NO.
On Its Own Motion) 08-0651

-VS-

BIO-ENERGY PARTNERS; WM
PARTNERSHIP HOLDINGS, INC.;
CATERPILLAR FINANCIAL SERVICES
CORPORATION; WM ILLINOIS RENEWABLE
ENERGY, L.L.C.

Determination of the manner in which any or all Respondents shall reimburse the State treasury for tax credits relating to the qualified solid waste energy facility located at the Greene Valley Landfill, in Naperville, Illinois, as defined in Section 8-403.1 of the Illinois Public Utilities Act.

Springfield, Illinois
Tuesday, June 9, 2009

Met, pursuant to notice, at 10:00 a.m.

BEFORE :

MR. JOHN ALBERS, Administrative Law Judge

SULLIVAN REPORTING COMPANY, by
Carla J. Boehl, Reporter
CSR #084-002710

1		<u>I N D E X</u>			
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3	<u>WITNESS</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>	<u>RECROSS</u>
4	None .				
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14		<u>EXHIBITS</u>			
15				<u>MARKED</u>	<u>ADMITTED</u>
16	None .				
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9 May I have the appearances for the
10 record, please?

MS. GREENBERG: Representing respondents
Bio-Energy Partners, WM Partnership Holdings, Inc.,
Caterpillar Financial Services Corporation and WM
Illinois Renewable Energy, L.L.C., Freddi L.
Greenberg, 1603 Orrington Avenue, Suite 1050,
Evanston, Illinois 60201.

JUDGE ALBERS: Thank you. Let the record reflect that there are no others wishing to enter an

1 appearance.

2 When we last met the parties were
3 still exchanging some documents. And, Mr. Feeley, if
4 you would like to update us on our status and what
5 you propose for the remainder of the schedule?

6 MR. FEELEY: Sure. I recently received the
7 last document from Ms. Greenberg, and at this point
8 Staff would propose that it prepare a draft order and
9 a stipulation that we would provide to Ms. Greenberg
10 by June 24. By or around July 28 Ms. Greenberg would
11 get back to me with any comments or changes to that
12 draft order and stipulation. And then we would
13 propose having a brief evidentiary hearing on August
14 18 at 9:30 a.m., and as long as it is uncontested, it
15 is our understanding we could participate by phone.
16 And between the 28th of July and that status, if
17 there are any differences, we would work to resolve
18 those between the Staff and Ms. Greenberg's clients.

19 JUDGE ALBERS: All right. Ms. Greenberg, is
20 that your understanding as well?

21 MS. GREENBERG: Yes, we are in agreement with
22 Staff on that schedule.

1 JUDGE ALBERS: All right. Very good. Sounds
2 reasonable to me. Is there anything else for the
3 record?

4 MR. FEELEY: Nothing for Staff.

5 JUDGE ALBERS: Okay. Ms. Greenberg, I might
6 know the answer to this; I am going to ask anyway.
7 Are your clients still making the payments as they
8 have in the past?

9 MS. GREENBERG: Yes.

10 JUDGE ALBERS: Okay. If there is nothing
11 further for the record, then I will continue this
12 until August 18 at 9:30.

13 (Whereupon the hearing in this
14 matter was continued until
15 August 18, 2009, at 9:30 a.m. in
16 Springfield, Illinois.)

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